

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN**

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**JEFFERY BALDWIN,**

Plaintiff,

**-vs-**

**Case No. 15-C-135**

**RICCIARDI, STERN, &  
PATRICKUS, S.C.,**

Defendant.

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**DECISION AND ORDER**

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The Defendants, Ricciardi Stern & Patrickus S.C. (“RSP”), filed a motion to dismiss for lack of subject matter jurisdiction and failure to state a claim (ECF No. 8). The Plaintiff, Jeffery Baldwin (“Baldwin”), responded with a motion to dismiss the action without prejudice (ECF No. 12).

At this stage of the proceedings, Baldwin’s motion to dismiss the action without prejudice is granted. *See* Fed. R. Civ. P. 41(a)(1). Therefore, RSP’s motion to dismiss is denied as moot.


**NOW, THEREFORE, BASED ON THE FOREGOING, IT IS  
HEREBY ORDERED THAT:**

Baldwin’s motion to dismiss this action (ECF No. 12) without prejudice is **GRANTED**;

RSP’s motion to dismiss is (ECF No. 8) **DENIED** as moot.

Dated at Milwaukee, Wisconsin, this 16th day of April, 2015.

**BY THE COURT:**

  
**HON. RUDOLPH T. RANDA**  
**U.S. District Judge**